



DEPARTMENT OF THE ARMY
U.S. ARMY HUMAN RESOURCES COMMAND
1600 SPEARHEAD DIVISION AVENUE
FORT KNOX, KENTUCKY 40122

MAR 11 2019

Mr. Eric Bradley
MuckRock News
DEPT MR 66695
411A Highland Avenue
Somerville, MA 02144-2561

Dear Mr. Bradley:

This is in response to your Freedom of Information (FOIA) request for a copy of the Official Military Personnel File, DD Form 214, evaluation reports, unit assignments with dates, promotions, administrative remarks, training courses, military education received, and full military awards and citations pertaining to Mr. James Schwitters. This office received your request on December 17, 2018, and processed your request under the provisions of the Freedom of Information and Privacy Acts. We assigned your request control numbers FP-19-005912 and FA-19-0662 for administrative and tracking purposes – please refer to these numbers when inquiring with us about your request.

The following determination is made by the undersigned under the authority delegated to me by the Commanding General, U.S. Army Human Resources Command. The Army Military Human Resources Record/Official Military Personnel File pertaining to Mr. James Schwitters is being withheld in its entirety after consultation with the United States Army Special Operations Command.


On behalf of the United States Special Operations Command, the requested records are being withheld pursuant to 5 U.S.C. § 552, (b)(3) (10 U.S.C. § 130b), to protect personally identifiable information regarding personnel assigned to an overseas, sensitive or routine deployable unit; (b)(3) (10 U.S.C. § 130c), to protect sensitive information of foreign governments and international sources and methods; (b)(3) (50 U.S.C. § 3024(i), to protect intelligence sources and methods; (b)(6) and (b)(7)(C), to protect personal information that, if disclosed, could be reasonably expected to or would result in a clearly unwarranted invasion of personal privacy; (b)(7)(D), to protect records or information that could reasonably be expected to disclose the identity of a confidential source; (b)(7)(F), to protect personal information that, if disclosed, could reasonably be expected to endanger the life or physical safety of an individual.

In light of the above, your request is denied. You may appeal this determination by submitting a letter in writing to this Command, ATTN: AHRC-FOI. Your appeal should contain a copy of this letter and must be postmarked or electronically transmitted within 90 calendar days of the date of this letter and outline the basis on which you disagree with our decision. Upon receipt of any appeal, I will forward your appeal to the Director of Oversight and Compliance, Office of the Secretary of Defense (OSD), 4800 Mark Center Drive, Alexandria VA 22350-1700.

For any further assistance and to discuss any aspect of your request, you have the right to contact the US Army, Human Resources Command, FOIA Public Liaison, Ms. Monique Wey-Gilbert at (502) 613.4057. Additionally, you have the right to contact the Office of Government Information Services (OGIS) to inquire about the FOIA mediation services they offer. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park Maryland 20740-6601; email at ogis@nara.gov; telephone at (202) 741-5770; toll free at 1-877-684-6448; or facsimile at (202) 741-5769.

Please be advised there are no assessable Freedom of Information Act fees for processing your request. For additional information or assistance, please contact the Freedom of Information and Privacy Act Office at (502) 613-4203 or usarmy.knox.hrc.mbx.foia@mail.mil.

Sincerely,


Holly A. Gay
Colonel, U.S. Army
Chief of Staff